

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

MARY HARLEY, <i>et al.</i> ,	:	
Plaintiffs,	:	
	:	
v.	:	CIVIL ACTION NO. 21-CV-3877
	:	
CITY OF PHILADELPHIA, <i>et al.</i> ,	:	
Defendants.	:	

**ORDER**

AND NOW, this 7<sup>th</sup> day of September, 2021, upon consideration of Plaintiff Mary Harley's Motion to Proceed *In Forma Pauperis* (ECF No. 1) and the *pro se* Complaint filed in this matter (ECF No. 2), it is **ORDERED** that:

1. Plaintiff Eric Rafek Harley a/k/a Omar Benson Miller is **STRICKEN** as a party to this case.
2. Plaintiff Mary Harley is **GRANTED** leave to proceed *in forma pauperis*.
3. The Complaint is **DEEMED** filed.
4. The Complaint is **DISMISSED** for the reasons discussed in the Court's

Memorandum as follows:

- a. Claims raised on behalf of Plaintiff Eric Rafek Harley a/k/a Omar Benson Miller are **DISMISSED WITHOUT PREJUDICE** for lack of standing; and
- b. Any claims raised on behalf of Plaintiff Mary Harley are **DISMISSED WITH PREJUDICE**.
5. The Clerk of Court shall **CLOSE** this case.

**BY THE COURT:**

/s/ Mitchell S. Goldberg  
MITCHELL S. GOLDBERG, J.